IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 995 OF 2003

IN

SUIT NO.980 OF 2003

Wyoming Coop Hsg Scty Ltd .. Plaintiff

versus

The Collector of Mumbai & ors .. Defendants

...

Mr.J.P.Sen i/b Federal Rashmikant & Co for Plaintiff.

Mr.N.P.Pandit A.G.P. for Defendants.

CORAM : D.G. KARNIK, J

DATED : 17th March 2005.

P.C:-

1. Learned counsel appearing for the defendants states that the resolution dated 5th October, 1999 copy of which is annexed as Exhibit M to the plaint has already been withdrawn by the government and a statement to that effect has already been made by the government in Writ Petition No.711 of 2001 heard with other writ petitions. The counsel states that the

statement has also been recorded by the division bench in order dated 25th August, 2004. Learned counsel for the defendants therefore states that all notices issued in pursuance of the said resolution dated 5th October, 1999 (Exhibit M to the plaint) have become infructuous and automatically stands withdrawn. In view of this statement, learned counsel for the plaintiff does not press this motion. Hence, motion is disposed of as infructuous.

D.G.KARNIK, J